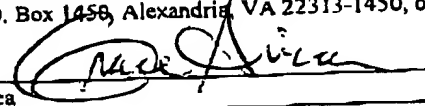


10/24/03  
#18

**CERTIFICATE OF MAIL**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 24, 2003.

Grace Alicea

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

Date: June 24, 2003

NACK

Serial No.: 09/261,030

Group Art Unit: 2167

Filed: March 2, 1999

Examiner: Cuff, Michael A.

For: METHOD AND SYSTEM FOR MANAGING A CONSUMER TRANSACTION  
SYSTEM WITH A MOBILE MANAGEMENT DEVICE

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

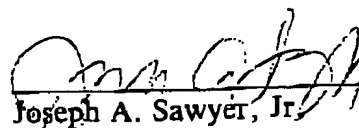
**NOTICE OF APPEAL OF DECISION OF THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 CFR 1.191**

Sir:

In the Final Office Action dated March 24, 2003, and the Advisory Action issued June 10, 2003, the Examiner has rejected claims 2, 5, 6, 8-11, 15, 16, 18-20, 23 and 24. In response, Applicant hereby appeals to the Board the decision of the Primary Examiner. An Appellant's Brief will be filed in triplicate within two months of the date of this Notice.

The Commissioner is hereby authorized to charge the amount of **\$320.00** to Deposit Account No. 50-0563 (IBM Corporation) for payment of Notice of Appeal filing fee pursuant to 37 CFR 1.17(b).

Respectfully submitted,



Joseph A. Sawyer, Jr.  
Sawyer Law Group LLP  
Attorney for Applicant(s)  
Reg. No. 30,801  
(650) 493-4540

10/24/2003 SCALLIHA 00000002 500563 09261030

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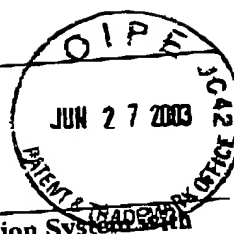
Docket No: RA9-98-072/1230RCE

Serial No: 09/261,030

Inventor(s): NACK

Date: June 24, 2003

Filed: 3/2/1999



Title: Method and System for Managing a Consumer Transaction System with  
Mobile Management Device

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Transmittal           | <input type="checkbox"/> Petition for Extension of Time         |
| <input checked="" type="checkbox"/> Notice of Appeal      | <input type="checkbox"/> Part B-Issue Fee Transmittal           |
| <input type="checkbox"/> Response to                      | <input type="checkbox"/> Letter to Draftsman                    |
| <input type="checkbox"/> Executed Declaration             | <input type="checkbox"/> ___ Sheets of Formal Drawings          |
| <input type="checkbox"/> Assignment + Recordation Sheet   | <input checked="" type="checkbox"/> Fee Payment: \$ 320.00      |
| <input type="checkbox"/> Information Disclosure Statement | <input checked="" type="checkbox"/> Deposit Account (IBM Corp.) |
| <input type="checkbox"/> Form 1449 with ___ References    | <input type="checkbox"/> Check No:                              |

The Stamp of the USPTO Hereon Certifies Receipt of the Above

TRANSMITTAL FORM

Attorney Docket No.

RA9-98-072/1230RCE

In re the application **NACK**

Date: June 24, 2003

Serial No: 09/261,030

Group Art Unit: 2167

Filed: March 2, 1999

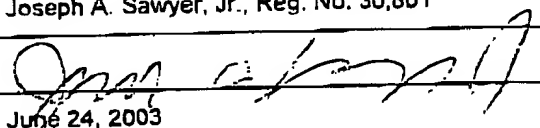
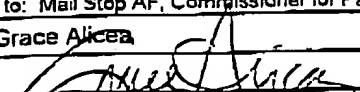
Examiner: Cuff, Michael A.

For: **Method and System for Managing a Consumer Transaction System with a Mobile Management Device**

| ENCLOSURES (check all that apply) |                                     |   |  |                                     |  |
|-----------------------------------|-------------------------------------|---|--|-------------------------------------|--|
| <input type="checkbox"/>          | Amendment/Reply                     | <input type="checkbox"/>  | Assignment and Recordation Cover Sheet           | <input type="checkbox"/>            | After Allowance Communication to Group                     |
| <input type="checkbox"/>          | After Final                         | <input type="checkbox"/>  | Part B-Issue Fee Transmittal                     | <input type="checkbox"/>            | Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/>          | Information disclosure statement    | <input type="checkbox"/>  | Letter to Draftsman                              | <input checked="" type="checkbox"/> | Notice of Appeal   |
| <input type="checkbox"/>          | Form 1449                           | <input type="checkbox"/>  | Drawings   | <input type="checkbox"/>            | Status Letter  |
| <input type="checkbox"/>          | (X) Copies of References            | <input type="checkbox"/>  | Petition   | <input checked="" type="checkbox"/> | Postcard   |
| <input type="checkbox"/>          | Extension of Time Request *         | <input type="checkbox"/>  | Fee Address Indication Form                      | <input type="checkbox"/>            | Other Enclosure(s) (please identify below):                |
| <input type="checkbox"/>          | Express Abandonment                 | <input type="checkbox"/>  | Terminal Disclaimer                              |                                     |  |
| <input type="checkbox"/>          | Certified Copy of Priority Doc      | <input type="checkbox"/>  | Power of Attorney and Revocation of Prior Powers |                                     |  |
| <input type="checkbox"/>          | Response to Incomplete Appln        | <input type="checkbox"/>  | Change of Correspondence Address                 |                                     |  |
| <input type="checkbox"/>          | Response to Missing Parts           | *Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for <del>xxxxx</del> month(s), from to . |  |                                     |  |
| <input type="checkbox"/>          | Executed Declaration by Inventor(s) |   |  |                                     |  |

| CLAIMS             |                                  |   |              |            |         |
|--------------------|----------------------------------|---|--------------|------------|---------|
| FOR                | Claims Remaining After Amendment | Highest # of Claims Previously Paid For | Extra Claims | RATE       | FEE     |
| Total Claims       | 0                                | 0                                       | 0            | \$18.00    | \$ 0.00 |
| Independent Claims | 0                                | 0                                       | 0            | \$84.00    | \$ 0.00 |
|                    |                                  |   |              | Total Fees | \$ 0.00 |

| METHOD OF PAYMENT                   |  |
|-------------------------------------|--|
| <input type="checkbox"/>            | Check no. _____ in the amount of \$ _____ is enclosed for payment of fees.                                   |
| <input checked="" type="checkbox"/> | Charge \$ <u>320.00</u> to Deposit Account No. <u>50-0563</u> (IBM Corporation) for payment of fees.         |
| <input checked="" type="checkbox"/> | Charge any additional fees or credit any overpayment to Deposit Account No. <u>50-0563</u> (IBM Corporation) |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  |   |
|---|---|
| Attorney Name   | Joseph A. Sawyer, Jr., Reg. No. 30,801  |
| Signature   |  |
| Date  | June 24, 2003   |
| CERTIFICATE OF MAILING  |   |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 24, 2003 |   |
| Type or printed name  | Grace Alicea  |
| Signature   |  |

## MEMORY TRANSMISSION REPORT

PAGE : 001  
TIME : SEP-23-03 11:35  
TEL NUMBER: 650-493-4549  
NAME : SAWYER LAW GROUP LLP

FILE NUMBER : 673  
DATE : SEP-23 11:33  
TO : 217033083687  
DOCUMENT PAGES : 005  
START TIME : SEP-23 11:33  
END TIME : SEP-23 11:35  
SENT PAGES : 005  
STATUS : OK

FILE NUMBER : 673

\*\*\* SUCCESSFUL TX NOTICE \*\*\*

**SAWYER LAW GROUP, LLP**  
2465 East Bayshore Road, Suite 406  
Palo Alto, California 94303  
Telephone: (650) 493-4540  
Facsimile: (650) 493-4549

**FACSIMILE TRANSMITTAL**

Date: September 23, 2003  
Attention: Sonya  
For: Examiner Bob Olzrenski  
Organization: USPTO  
Fax Number: (703) 308-3687  
Phone Number: (703) 308-9032  
From: Yolanda Kepner / Executive (Legal) Assistant  
Re: U.S. Patent Application  
Serial No. 09/261,030

Number of pages 1 of 5 (including this fax sheet)

Pursuant to my telephone conversation with Examiner Bob Olzrenski. The following copies of documents are being transmitted herewith:

- Transmittal Form, Notice of Appeal of Decision of the Primary Examiner to the Board of Patent Appeals and Interferences Under 37 CFR 1.191.
- Both the postcard and return receipt postcard that was mailed to the USPTO on June 24, 2003, and stamped as received, on June 27, 2003.

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**SAWYER LAW GROUP, LLP**  
2465 East Bayshore Road, Suite 406  
Palo Alto, California 94303  
Telephone: (650) 493-4540  
Facsimile: (650) 493-4549

**FACSIMILE TRANSMITTAL**

**Date:** September 23, 2003  
**Attention:** Sonya Hilliard (Olszewski)  
**For:** Examiner Bob Olszewski  
**Organization:** USPTO  
**Fax Number:** (703) 308-3687  
**Phone Number:** (703) 308-9032  
**From:** Yolanda Kepner / Executive (Legal) Assistant  
**Re:** U.S. Patent Application  
Serial No. 09/261,030

Number of pages 1 of 5 (including this fax sheet)

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